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July 14, 2017

**VIA FedEx**

Regional Freedom of Information Officer  
U.S. EPA, Region 1 (OARM01-6)  
5 Post Office Square, Suite 100  
Boston, MA 02109-3912

Re: **Freedom of Information Act Request – City of Bangor**

Dear FOIA Officer:

This is a formal request for public records pursuant to the Freedom of Information Act, 5 U.S.C. § 552 (“FOIA”) on behalf of our client, the City of Bangor. In accordance with FOIA, your written response is requested within twenty (20) working days.

We request that the U.S. Environmental Protection Agency, Region 1 (“EPA”) provide to my attention a copy of the following documents:

All Public Records created or dated during the period November 15, 2015 to the present which relate to the following:

1. Communications relating to the City of Bangor between EPA and any members or employees of the National Resources Council of Maine (“NRCM”) (including Mr. Todd Martin) with regard to the Phase II CSO Long Term Control Plan submitted to EPA on January 31, 2017 (the “LTCP”);
2. Internal EPA communications regarding a request for information made or to be made by NRCM, including without limitation by any NRCM members or employees and Todd Martin) relating to the City of Bangor, including without limitation the LTCP;
3. Communications between or among EPA, the Maine Department of Environmental Protection (“DEP”), and/or NRCM regarding any request made pursuant to the Maine Freedom of Access Act, 1 M.R.S.A. §§ 401 et seq. (“FOAA”) relating to the City of Bangor including, without limitation, with regard to the LTCP.

To the extent that EPA at one time had possession or control of responsive records which are covered by this request, but no longer has possession or control of those materials, please identify any such records.

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If EPA objects to the provision of any of the requested records on the basis that they are not subject to the FOIA or otherwise not subject to disclosure, in accordance with FOIA, please identify in writing each document to which EPA denies access and provide the legal basis for that denial.

For purposes of this request,

1. "Public Records" means all records as defined by 5 U.S.C. § 552(f)(2), as well as all documents, letters, memoranda, notes, minutes, e-mail (electronic mail), electronic texts and other electronic messages, studies (including all data, measurements, estimates, calculations, and/or analysis received, used or produced in conjunction with any study), testing results, data, analysis, measurements, estimates, calculations, workpapers, reports, drafts, telephone logs, message slips or any recordation of messages, photographs, sketches, drawings, and maps produced, received, in the possession or control of EPA whether actually on paper or some other hard copy or contained on some form of computer, magnetic, or optical media (including information on computer hard-drives and backup tapes or backup drive or CDs) or the like, and includes, but is not limited to, any internal communications between and among employees (both staff and management) of EPA and between and among EPA and the Maine Department of Environmental Protection. Public Records shall include without limitation any communications made by EPA employees whether such communications were made from or through computers located at an employee's place of residence, their workplace or elsewhere.
2. "EPA" means the U.S. Environmental Protection Agency, Region 1, and all employees, consultants and contractors thereof.

Thank you for your cooperation. If search and copying costs are anticipated to exceed \$500.00, please provide me an estimate of costs prior to processing this request.

Very truly yours,



Sharon G. Newman

SGN/bh

cc: Michael Wagner  
Alex Rosenberg  
Catherine Conlow, Bangor City Manager